

Article 4: City Employees' Retirement System

Division 2: Contribution of General Members

*("Authority and Effective Date" incorp. 1-22-1952
by O-5046 N.S. contained in O-10792 O.S. adopted
11-29-1926; repealed 10-25-1962 by O-8744 N.S.)
("Contribution of Members" added 10-25-1962 by O-8744 N.S.)
(Retitled to "Contribution of General Members"
on 12-8-1976 by O-11964 N.S.)*

§24.0201 Contribution of General Members

For General Members, the Board shall provide:

- (a) The normal rates of contribution, except for safety members, shall be based on age as of July 1, 1954, or thereafter at the nearest birthday at the time of entrance into the system.
- (b) The normal rates of contribution for each member, except Safety Members, shall be such as will provide an average Annuity at age 57 1/2 equal to 1/120th of the Member's Final Compensation, according to the tables adopted by the Board for each year of service rendered after entering the System.
- (c) An employee who is granted a special leave of absence without pay in order to serve as the duly elected president of a recognized employee labor organization, shall be permitted, if he or she so elects, to continue making contributions during the period of presidential leave in an amount prescribed in accordance with Section 24.1307.

(Amended 3-31-1997 by O-18392 N.S.)

§24.0202 Adoption of General Member Contributions Rates

The Board, based upon the advice of the Actuary, shall periodically adopt the rate of contribution of each General Member according to age at the time of entry into the Retirement System, said rates to be contained in the operating Tables furnished to the Board by the System's Actuary.

(Amended 3-31-1997 by O-18392 N.S.)

§24.0203 Maximum and Minimum Rates for General Members

The normal rate of contribution established for age 57 is the rate for any member other than a safety member who has attained a greater age before entrance into the Retirement System, and that established for age 20 is the rate for any member who enters the Retirement System at a lesser age.

(Amended 3-31-1997 by O-18392 N.S.)

§24.0204 General Member Contributions Deducted by City Auditor

The contributions herein provided for shall be deducted by the City Auditor and Comptroller from each payroll warrant-check and shall be transferred to the Retirement System for crediting to each individual general member's account.

(Amended 8-2-1982 by O-15790 N.S.; effective 9-3-1982.)

§24.0205 Additional Contributions—General Members

Subject to the rules and regulations prescribed by the Board of Administration any member, other than a safety member, may elect to make additional contributions at rates in excess of his normal contributions, for the purpose of providing additional benefits. The exercise of this privilege by a member, other than a safety member, shall not require the City to make any additional contributions. Upon application the Board shall furnish to the member information concerning the nature and amount of additional benefits to be obtained by the additional contributions. Such additional contributions may be changed or discontinued at any time, but may not be withdrawn except upon termination of membership and then only in the event the employee withdraws all of his normal and additional accumulated contributions.

(“Additional Contributions—General Members” added 12-8-1976 by O-11964 N.S.)

§24.0206 Withdrawal of Accumulated Contributions and Deferred Benefits —General Member

If the service of a general member is discontinued other than by death or retirement, upon proper application to the Board of Administration, there shall be returned to the member all accumulated contributions and additional contributions, plus compound interest, as determined by the Board, within six months from the date of termination. If the general member terminating City service has less than ten (10) years of continuous service, such member may elect to leave all contributions with the system for purposes of participation and creditable service in the system if reemployed by the City at a later date. If the general member so terminating City service is credited with 10 years or more of continuous City service, said employee shall have the privilege of leaving all of said accumulated contributions (including any accumulated additional

contributions) with the System, in which event the general member will be entitled to service retirement benefits when the age requirements are met, based on service and salary prior to the termination of employment. The provisions of this section shall apply to all employees of The City of San Diego hired on or after December 8, 1976. General members may not withdraw accumulated contributions under any circumstances other than that provided in this section.

(Amended 8-6-1990 by O-17507 N.S.)

§24.0207 Termination of Benefits—General Member

Any person eligible to withdraw accumulated contributions pursuant to Section 24.0206 who requests withdrawal, and thereafter receives his or her accumulated contributions from the System, shall be deemed to have knowingly terminated membership in the System and, as a result thereof, be ineligible for any rights, privileges or benefits granted under this Retirement System.

(“Termination of Benefits—General Member” renumbered from Sec. 24.0206.5 on 3-31-1997 by O-18392 N.S.)

§24.0208 Auditor and Comptroller to Withhold Monies Owing City– General Members

The Auditor and Comptroller of The City of San Diego is hereby empowered and it shall be his duty to deduct any monies owing to the City by said employees from any benefits or any other monies due said employees from the City.

(“Auditor and Comptroller to Withhold Monies Owing City–General Members” renumbered from Sec. 24.0207 on 3-31-1997 by O-18392 N.S.)

§24.0209 Annuity, Actuarial Equivalent of General Members’ Accumulated Contributions

The actual amount of annuity receivable by a General Member upon retirement shall be the actuarial equivalent of the General Member accumulated contributions.

(“Annuity, Actuarial Equivalent of General Members’ Accumulated Contributions” reinstated 3-31-1997 by O-18392 N.S.)

§24.0210 Upgrade of Benefits—General Members

Effective July 1, 1991, any General Member who was enrolled and participated in the 1981 Pension Plan between September 3, 1982, and June 30, 1989, shall receive the same level of benefits provided to General Members in CERS, except as provided in Section 24.0501(b).

(“Upgrade of Benefits—General Members” renumbered from Sec. 24.0211 and amended 3-31-1997 by O-18392 N.S.)